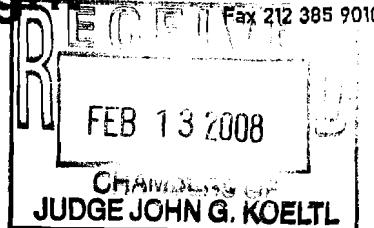


# Holland+Knight



February 13, 2008



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**VIA FACSIMILE**

Hon. John G. Koeltl, U.S.D.J.  
United States District Court  
Southern District of New York  
500 Pearl Street, Room 1030  
New York, NY 10007

The hearing on Feb. 15 is the hearing on the Order to Show Cause for a Preliminary injunction. It is not an evidentiary hearing on the ultimate merits. The Court does not expect, but would not preclude the parties from seeking to offer any evidence but that is not common on the return date.

Re: Penrod Management Group v. Stewart's Mobile Concepts, Ltd. on an order & show cause for a preliminary injunction  
Civil Action No.: 07-CV-10649

Dear Judge Koeltl:

We represent plaintiff-petitioner Penrod Management Group ("Penrod") in the above-referenced action and write regarding the February 15, 2008 conference at 3:00PM. Penrod's representatives are now unavailable to travel from Miami to attend the conference on the afternoon of February 15, 2008.

We have attempted without success to learn the intended nature (e.g., conference, oral argument, and/or evidentiary hearing) of the February 15th conference. If the Court solely intends to conference the case and/or hold oral argument on the pending motion, then we are prepared to proceed without the presence of Penrod's representatives. If, however, the Court intends to hold an evidentiary hearing, Penrod requests that the Court adjourn the conference to February 28, 2008. We have conferred with Ryan Mulvaney, counsel for Stewart's, and he consents to an adjournment to February 28, 2008, if necessary.

Respectfully submitted,

  
Christine Tramontano

cc: Richard S. Mills (Via Facsimile)  
Ryan P. Mulvaney (Via Facsimile)

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2/13/08  
JAN G KOELTL U.S.D.J.